

CONTROL COUNCIL

Law No. 10

PUNISHMENT OF PERSONS GUILTY OF WAR CRIMES,
CRIMES AGAINST PEACE AND AGAINST HUMANITY

In order to give effect to the terms of the Moscow Declaration of 30 October 1943 and the London Agreement of 8 August 1945, and the Charter issued pursuant thereto and in order to establish a uniform legal basis in Germany for the prosecution of war criminals and other similar offenders, other than those dealt with by the International Military Tribunal, the Control Council enacts as follows:

Article I

The Moscow Declaration of 30 October 1943 "Concerning Responsibility of Hitlerites for Committed Atrocities" and the London Agreement of 8 August 1945 "Concerning Prosecution and Punishment of Major War Criminals of the European Axis" are made integral parts of this Law. Adherence to the provisions of the London Agreement by any of the United Nations, as provided for in Article V of that Agreement, shall not entitle such Nation to participate or interfere in the operation of this Law within the Control Council area of authority in Germany.

Article II

1. Each of the following acts is recognized as a crime:

(a) Crimes against Peace. Initiation of invasions of other countries and wars of aggression in violation of international laws and treaties, including but not limited to planning, preparation, initiation or waging a war of aggression, or a war of violation of international treaties, agreements or assurances, or participation in a common plan or conspiracy for the accomplishment of any of the foregoing.

(b) War Crimes. Atrocities or offenses against persons or property constituting violations of the laws or customs

of war; including but not limited to, murder, ill treatment or deportation to slave labour or for any other purpose, of civilian population from occupied territory, murder or ill treatment of prisoners of war or persons on the seas, killing or hostages, plunder of public or private property, wanton destruction of cities, towns or villages, or devastation not justified by military necessity.

(c) Crimes against Humanity. Atrocities and offenses, including but not limited to murder, extermination, enslavement, deportation, imprisonment, torture, rape, or other inhumane acts committed against any civilian population, or persecutions on political, racial or religious grounds whether or not in violation of the domestic laws of the country where perpetrated.

(d) Membership in categories of a criminal group or organization declared criminal by the International Military Tribunal.

2. Any person without regard to nationality or the capacity in which he acted, is deemed to have committed a crime as defined in paragraph 1 of this Article, if he was (e) a principal or (b) was an accessory to the commission of any such crime or ordered or abetted the same or (c) took a consenting part therein or (d) was connected with plans or enterprises involving its commission or (e) was a member of any organization or group connected with the commission of such crime or (f) with reference to paragraph 1 (a), if he held a high political, civil or military (including General Staff) position in Germany or in one of its Allies, co-belligerents or satellites or held high position in the financial, industrial or economic life of any such country.

3. Any person found guilty of any of the Crimes above mentioned may upon conviction be punished as shall be determined by the tribunal to be just. Such punishment may consist of one or more of the following:

(a) Death.

(b) Imprisonment for life or a term of years, with or without hard labour.

- (c) Fine, and imprisonment with or without hard labour, in lieu thereof.
- (d) Forfeiture of property..
- (e) Restitution of property wrongfully acquired.
- (f) Deprivation of some or all civil rights.

Any property declared to be forfeited or the restitution of which is ordered by the Tribunal shall be delivered to the Control Council for Germany, which shall decide on its disposal.

4. (a) The official position of any person, whether as Head of State or as a responsible official in a Government Department, does not free him from responsibility for a crime or entitle him to mitigation of punishment.

(b) The fact that any person acted pursuant to the order of his Government or of a superior does not free him from responsibility for a crime, but may be considered in mitigation.

5. In any trial or prosecution for a crime herein referred to, the accused shall not be entitled to the benefits of any statute of limitation in respect of the period from 30 January 1933 to 1 July 1945, nor shall any immunity, pardon or amnesty granted under the Nazi regime be admitted as a bar to trial or punishment.

Article III

1. Each occupying authority, within its Zone of occupation,

(a) shall have the right to cause persons within such Zone suspected of having committed a crime, including those charged with crime by one of the United Nations, to be arrested and shall take under control the property, real and personal, owned or controlled by the said persons, pending decisions as to its eventual disposition.

(b) shall report to the Legal Directorate the names of all suspected criminals, the reasons for and the places of their detention, if they are detained, and the names and location of witnesses.

(c) shall take appropriate measures to see that witnesses and evidence will be available when required.

(d) shall have the right to cause all persons so arrested and charged, and not delivered to another authority as herein provided, or released, to be brought to trial before an appropriate tribunal. Such tribunal may, in the case of crimes committed by persons of German citizenship or nationality against other persons of German citizenship or nationality, or stateless persons, be a German Court, if authorized by the occupying authorities.

2. The tribunal by which persons charged with offenses hereunder shall be tried and the rules and procedure thereof shall be determined or designated by each Zone Commander for his respective Zone. Nothing herein is intended to, or shall impair or limit the jurisdiction or power of any court or tribunal now or hereafter established in any Zone by the Commander thereof, or of the International Military Tribunal established by the London Agreement of 8 August 1945.

3. Persons wanted for trial by an International Military Tribunal will not be tried without the consent of the Committee of Chief Prosecutors. Each Zone Commander will deliver such persons who are within his Zone to that committee upon request and will make witnesses and evidence available to it.

4. Persons known to be wanted for trial in another Zone or outside Germany will not be tried prior to decision under Article IV unless the fact of their apprehension has been reported in accordance with Section 1 (b) of this Article, three months have elapsed thereafter, and no request for delivery of the type contemplated by Article IV has been received by the Zone Commander concerned.

5. The execution of death sentences may be deferred by not to exceed one month after the sentence has become final when the Zone Commander concerned has reason to believe

that the testimony of those under sentence would be of value in the investigation and trial of crimes within or without his Zone.

6. Each Zone Commander will cause such effect to be given to the judgments of courts of competent jurisdiction, with respect to the property taken under his control pursuant hereto, as he may deem proper in the interest of justice.

~~Article IV~~

1. When any person in a Zone in Germany is alleged to have committed a crime, as defined in Article II, in a country other than Germany or in another Zone, the government of that nation or the Commander of the latter Zone, as the case may be, may request the Commander of the Zone in which the person is located for his arrest and delivery for trial to the country or Zone in which the crime was committed. Such request for delivery shall be granted by the Commander receiving it unless he believes such person is wanted for trial or as a witness by an International Military Tribunal, or in Germany, or in a nation other than the one making the request, or the Commander is not satisfied that delivery should be made, in any of which cases he shall have the right to forward the said request to the Legal Directorate of the Allied Control Authority. A similar procedure shall apply to witnesses, material exhibits and other forms of evidence.

2. The Legal Directorate shall consider all requests referred to it, and shall determine the same in accordance with the following principles, its determination to be communicated to the Zone Commander.

(a) A person wanted for trial or as a witness by an International Military Tribunal shall not be delivered for trial or required to give evidence outside Germany, as the case may be, except upon approval by the Committee of Chief Prosecutors acting under the London Agreement of 8 August 1945.

(b) A person wanted for trial by several authorities (other than an International Military Tribunal) shall be disposed of in accordance with the following priorities:

- (1) If wanted for trial in the Zone in which he is, he should not be delivered unless arrangements are made for his return after trial elsewhere;
- (2) If wanted for trial in a Zone other than that in which he is, he should be delivered to that Zone in preference to delivery outside Germany unless arrangements are made for his return to that Zone after trial elsewhere;
- (3) If wanted for trial outside Germany by two or more of the United Nations, of one of which he is a citizen, that one should have priority;
- (4) If wanted for trial outside Germany by several countries, not all of which are United Nations, United Nations should have priority;
- (5) If wanted for trial outside Germany by two or more of the United Nations, then, subject to Article IV 2 (b) (3) above, that which has the most serious charges against him, which are moreover supported by evidence, should have priority.

Article V

The delivery, under Article IV of this Law, of persons for trial shall be made on demands of the Governments or Zone Commanders in such a manner that the delivery of criminals to one jurisdiction will not become the means of defeating or unnecessarily delaying the carrying out of justice in another place. If within six months the delivered person has not been convicted by the Court of the Zone or country to which he has been delivered, then such person shall be returned upon demand of the Commander of the Zone where the person was located prior to delivery.

CONTROL COUNCILREPORT BY THE COORDINATING COMMITTEE ON THE
ESTABLISHMENT BY THE FOUR OCCUPYING POWERS OF CONSULAR
OFFICES THROUGHOUT GERMANY

(Of this document, the following extract was approved:)

6. The Coordinating Committee agreed that each member would request his Political Adviser to report to his government on the present status in the Allied Control Authority of the proposal for the establishment of consular offices throughout Germany with a view to raising the question on the governmental level.

Approved at Berlin 20 December 1945

(CONL/P(45)68)

CONTROL COUNCILREPORT BY THE COORDINATING COMMITTEE ON THE DISBANDMENT
OF EX-WEHRMACHT PERSONNEL

1. The Control Council discussed at their Thirteenth Meeting on 30 November 1945 a memorandum by the Soviet Member on the existence in the British Zone of units and staffs of the former German Army and agreed to refer the question to the Coordinating Committee for consideration.

2. In preliminary discussions of the subject the Coordinating Committee agreed to consider reports from all delegations as to the status of ex-Wehrmacht personnel in their Zones of Occupation.

3. The coordinating Committee at their Twenty-Seventh Meeting on 17 December 1945 studied these reports contained in CORC/P(45)191, "Disbandment of Ex-Wehrmacht Personnel", with particular emphasis on the British report (Appendix 2 of CORC/P(45)191).

4. Contained in the British report was a proposed plan for the disbandment of ex-Wehrmacht personnel held in British concentration areas and the simultaneous dissolution of their administrative staffs. This plan, which called for the completion of this disbandment by 31 January 1946, was approved by the Coordinating Committee.

5. The accomplishment of the British plan within the specified time depends on full cooperation from the Commanders of the other three Zones of Occupation, particularly in the acceptance of disbanded personnel formerly domiciled within their Zones. The Coordinating Committee charged the Prisoners of War and Displaced Persons Directorate with working out the details of this transfer of personnel.

6. In addition to accepting the British plan for the disbandment of ex-Wehrmacht personnel and their staffs, the Coordinating Committee agreed that the U.S., British and French delegations, who still held German prisoners of war

in Germany, will file reports with the Coordinating Committee on this personnel by not later than 10 February 1946. The Soviet Delegation was not charged with submitting this report because of the small number held in their Zone.

7. The above report is circulated for the consideration of the Control Council at their Fifteenth Meeting on 20 December 1945.

Approved at Berlin 20 December 1945

(CONL/P(45)70)

COORDINATING COMMITTEE

PROPOSAL CONCERNING FUNCTIONS OF ALLIED KOMMANDATURA BERLIN.

27 November 1945

The Inter-Allied Kommandatura Berlin constituted by Articles 3 and 7, European Advisory Commission Basic Agreement on Control Machinery for Germany, 14 Nov. 1944 as amended 1 May 1945 will operate under the following general directives:

1. The Inter-Allied Kommandatura is responsible to the Control Council of the Allied Control Authority for the administration of Greater Berlin.
2. The Coordinating Committee will issue direct to the Kommandatura all orders and resolutions which in the opinion of the Control Authority are applicable to and will be executed in Greater Berlin.
3. All orders and resolutions of the Control Authority received through the Coordinating Committee will be implemented uniformly in all sectors of Berlin through the Allied Kommandatura.
4. Questions considered by the Allied Kommandatura Berlin at which unanimous agreement cannot be reached will at the request of any dissenting party be submitted to the Coordinating Committee of the Allied Control Authority for decision.
5. DELETED
6. Prior to being placed into effect, matters introduced unilaterally involving administration of Military Government of a particular sector in Berlin may be submitted to the Allied Kommandatura Berlin for possible application to all sectors.
7. The Inter-Allied Kommandatura Berlin has authority subject to these instructions to prescribe its own rules of procedure.

Approved at Berlin 21 December 1945

(CORC/P(45)204)
(amended by CORC/M(45)28)

COORDINATING COMMITTEE

POLITICAL DIRECTORATE

TO : Coordinating Committee, Allied Control Authority

SUBJECT : Representation of German Political Parties at Nuremberg

(1) The Political Directorate at its Sixteenth Meeting, 13 December 1945, considered a communication from the leaders of the four political parties in Berlin requesting representation at the War Crimes Trial at Nuremberg.

(2) With a view to associating the German Democratic political parties with the trial and to assist in bringing home to the German people the guilt of its former Nazi leaders, the Political Directorate considered such representation highly desirable and felt that it should not be limited to parties from any given area but should be extended to the representatives of Democratic political parties which have been authorized in all four zones of occupation in Germany. It was recognized that accommodation facilities at Nuremberg are strictly limited and that it might be necessary to provide for attendance on a rotation basis of small groups representative of the democratic political parties.

(3) The Political Directorate requested the United States delegation, as the chairman nation, to bring its recommendation to the attention of the International Tribunal and to inquire how many places might be made available to representatives from German democratic political parties. The text of the communication addressed to the International Tribunal is attached herewith.

(4) The Political Directorate likewise decided that the Directorate's views and recommendations and the action it has taken in accordance therewith should be brought to the attention of the Coordinating Committee.

Approved at Berlin 21 December 1945 (CORC/P(45)205)

APPENDIX "A"TEXT OF COMMUNICATION TO INTERNATIONAL TRIBUNAL
AS TRANSMITTED TO JUSTICE JACKSON BY
AMBASSADOR MURPHYDecember 15, 1945

"Political Directorate of the Control Council has received request from the four parties in Berlin for representation at the War Crimes Trial. Political Directorate, composed of the representatives of the four control powers, has expressed its belief, which I also share, that the attendance as observers of representatives from German democratic political parties in all four zones would be highly desirable in associating these parties with the trial and in bringing home to the German people the guilt of their former leaders. I have been requested to urge that the Tribunal give this question its serious and earliest consideration and also to inquire how many places, given the limited accommodations at Nuremberg, might be made available on a rotation basis for the attendance of democratic party representatives from all of Germany."

COORDINATING COMMITTEEALLOCATION OF ACCOMMODATION IN BERLIN TO OUTSIDE AGENCIESMemorandum by the Allied Secretariat

1. When the decision was taken to invite sixteen of the United Nations to accredit Military Missions to the Control Council no decision was taken as to the allocation of these Missions to the national sectors of Berlin. This question has up to the present been solved by discussion and agreement between the national elements of the Allied Control Authority.

2. The sixteen Military Missions are however only the first wave of the many agencies which may ultimately be expected to require accommodation in Berlin. Amongst others which must be borne in mind are:-

- (a) Additional United Nations Military Missions
- (b) Missions from Neutral countries
- (c) International agencies such as E.C.I.T.O.
- (d) Philanthropic Agencies such as U.N.R.R.A. and the International Red Cross
- (e) German Central Administrative Agencies.

3. It would seem desirable that the burden of providing accommodation and facilities for such agencies should fall equitably on the four national sectors of Berlin taking into account the availability of suitable accommodation and other factors. To determine a fair allocation it will be necessary to carry out a comprehensive examination of existing accommodation, the possibility of repairs of damaged accommodation, the requirements of the municipal life of the city, the requirements of the garrison and of the native population, and of many other factors.

4. The information that is required for such an examination could clearly only be obtained from the Kommandatura. Furthermore the allocation of accommodation in Berlin would appear to be the responsibility of the Kommandatura rather than of the Allied Control Authority.

5. It is therefore recommended that the Kommandatura should be

- (a) notified that additional agencies will require accommodation in Berlin from time to time.
- (b) requested to provide accommodation for these agencies approved for entry by the Coordinating Committee as and when required on a basis which is agreeable to the Four Sector Commanders.

Approved at Berlin 21 December 1945

(CORC/P(45)208)
(amended by CORC/M(45)28)

COORDINATING COMMITTEE

REPORTING OF ALLIED MILITARY MARK ISSUES

1. Reference is made to the Potsdam Conference Agreement:

"14. During the period of occupation Germany shall be treated as a single economic unit. To this end common policies shall be established in regard to:

c. Currency."

2. The issue of Allied Military Marks adds to the German currency circulation. The addition to the currency circulation increases the inflation potential. To implement the treatment of Germany as a single economic unit and to measure the impact of occupation on the outstanding currency issues of Germany and on its economy, it will be necessary to have current and official information as to the amount of Allied Military Marks put in use by each Allied Power. It is, therefore, recommended that:

(a) There shall be information given to the Finance Directorate as of 31 December 1945 or at the earliest date thereafter to be reported to the Coordinating Committee, and each quarter thereafter, as to the net amount of Allied Military Marks put into circulation by the various Allied Powers during the quarter and as to the outstanding total.

Approved at Berlin 21 December 1945 (CORC/P(45)209)
(amended by CORC/M(45)28)

COORDINATING COMMITTEE

CLEARING PAYMENTS BETWEEN ZONES

1. In order to establish an over-all clearings arrangement for the whole of Germany, it is recommended:-

- a. that a division of interzonal clearings be organized in the Berlin StadtBank. This division will have responsibilities of a technical character and will in no way predetermine the establishment of a central bank in Germany;
- b. that this division be supervised by the Committee already appointed by the four Powers to control the activities of the Berlin StadtBank;
- c. that the participants of interzonal clearings in the zones be the banks authorized for this purpose by the military administration of each zone, and, in Berlin, the Berlin StadtBank;
- d. that each participant in the interzonal clearings open an account with the above-mentioned division which will record, on these accounts, the transfers advised by the participants. The original documents applying to the interzonal transactions will pass directly between the interested banks;
- e. that the interzonal clearings be available for all transfers of funds which are permitted by arrangements currently agreed upon by the military administrations of the respective zones.

Approved at Berlin 21 December 1945

(CORC/P(45)210(Revise))

COORDINATING COMMITTEE

SUBJECT: Coal and Food Reports

TO : Chief Secretary, Allied Secretariat,
Allied Control Authority

1. The Allied Kommandatura Berlin was directed by LSEC(45)82, dated 8 October, 1945 to submit a report each ten days on the volume of coal and food delivered to Berlin from Allied sources. These reports have been rendered as required.

2. Since October transportation facilities for Berlin have improved, and further it is felt that the present reserve stocks of coal and food are adequate. Therefore it is considered that the continued submission of ten day reports of food and coal deliveries no longer serves a useful purpose.

3. It is recommended (Minute (3) (ii) BK/M(45)21):

- a. That the submission of ten day report of coal and food deliveries no longer be required.
- b. That, effective 1 January, 1946, the Allied Kommandatura Berlin be required to submit a monthly report only.

FOR THE ALLIED KOMMANDATURA BERLIN

M. J. KRISMAN
Lieutenant Colonel, GSC
Chairman Chief of Staff

Approved at Berlin 21 December 1945 (CORC/P(45)211)

I N D E XP a p e r s

ADMINISTRATIVE BUREAU

Duties of bureau	37
Establishment of bureau	37
Visitors' Section, establishment of	41

ADVANCE DELIVERIES, see REPARATIONS

AIRCRAFT, see AVIATION

AIR DIRECTORATE

Duties assigned to, (Potsdam Conference)	110
Time table for implementation of Potsdam Agreement regarding aviation	260-262

AIRFIELDS, see AVIATION

ALLIED CONTROL MACHINERY, see CONTROL COUNCIL

ALLIED MILITARY MARKS, see FINANCE

ALLIED REPARATIONS COMMISSION, see REPARATIONS

ALLIED SECRETARIAT

Copies of documents to be furnished to	100
Establishment of	95-36
Establishment of Liaison Contact Section	184
Functions of	95-36
Responsibility for publishing A.C. legislation	185-186
Time limit for the submission of papers	117
Zonal information to be filed with	115

ARREST OF WAR CRIMINALS, see WAR CRIMES

AVIATION

Boundary modification resulting from Airfield requirements in Berlin	42-43
--	-------

BRITISH ZONE

Revision of boundaries of the British Zone . 29-30

CENSORSHIP, see PUBLICITY

CENSUS

Dates set for intermediate and complete census	116
Interim statistics on registration of German population	105-107
Intermediate census of German population	252-255

CENTRAL TRACING BUREAU, see MISSING PERSONS

COAL

Coal supply for Berlin	50
Report on supply	322

COMMUNICABLE DISEASES, see HEALTH

COMMUNICATIONS AND POSTS

Organization of interurban telephone and telegraph service between zones of occupation in Germany	280-288
Use of German intercommunication system	84

CONFERENCES (SURRENDER DECLARATIONS)

Act of Military Surrender (Berlin)	8-9
Act of Military Surrender (Rheims, France)	6-7
Control Council responsibilities contained in the report of the Tripartite Conference at Potsdam	66-80
Crimea Conference Communique	1-5
Declaration of 5 June 1945	10-13
Report on the Tripartite Conference of Berlin	18-28
Statement on Consultation with Governments of other United Nations	17
Statement on Control Machinery in Germany	14-15

CONFERENCES (SURRENDER DECLARATIONS) (cont'd)

Statement on Zones of Occupation in Germany . 16

CONSULS

Cessation of German diplomatic and consular relations . 83
 Establishment of Consular Offices throughout Germany . 312
 Recall of German diplomatic personnel . 83

CONTROL COUNCIL

Activation of Control Machinery . . . 31-32
 Administrative Bureau . . . 37
 Assignment of Control Council responsibilities contained in the Report of the Tripartite Conference of Berlin . . . 40
 Control Council responsibilities contained in the Report of the Tripartite Conference at Potsdam . . . 46-80
 Control Staff . . . 33
 Definition of Proclamation, Law, Order, Directive, Instruction . . . 95
 Definitions . . . 33
 Establishment of Allied Secretariat . . . 35-36
 Establishment of Coordinating Committee . . . 34
 Establishment of Gazette . . . 97
 Establishment of Visitor's Section of Administrative Bureau . . . 41
 Form of legislation to be used . . . 95
 Method of signing Control Council Acts . . . 95
 Official languages to be used . . . 97
 Preliminary Reports from Control Staff . . . 34
 Preparation of Control Council Legislation . . . 125
 Proclamation No. 1 . . . 44
 Publication of Legislation . . . 97
 Publicity on matters agreed by Coordinating Committee on behalf of Control Council . . . 196

CONTROL COUNCIL (cont'd)

Publicity on matters before Control Council	54-55
Statement on Control Machinery in Germany	14-15
Title to be used on legislation	96

CONTROL STAFF

Establishment of	38
Functions of	38
Preliminary reports by	39

COORDINATING COMMITTEE

Directives and instructions to be signed by Coordinating Committee	95
Establishment of	14,34
Functions of	14,34
Orders may be signed by Coordinating Com- mittee	95
Preparation of Control Council legislation	125
Publicity on matters agreed by Coordinating Committee on behalf of Control Council	196
Term "Coordinating Committee" defined	33
Time limit for the submission of papers	117-118

COURTS

Attendance of witnesses at war trials	92
Exemption of members of Military Missions from jurisdiction of German Courts	127
Fundamental principles of judicial reform; guarantee of rights of accused; liquida- tion of Hitler Courts; Independence of the Judiciary	138-139
German discriminatory laws void	104
German law inconsistent with Allied legisla- tion overridden	94
Reorganization of German judicial system	173-175
Repeal of Nazi laws	101-104

COURTS (cont'd)

Responsibility of Legal Directorate to Develop measures and procedures regarding trial of major war criminals	45
Time table for implementation of Legal pro- visions of Potsdam Agreement	276-277
Trial of major war criminals	27-28

CRIME CONFERENCE

Crime Conference Communique	1-5
Declaration on Liberated Europe	3-4
Occupation and Control of Germany	1-2
Reparation by Germany	2
Unity for Peace as for War	4-5

CRIMES, see WAR CRIMES

DEATH NOTICES, see NOTICE OF DEATH

DEFINITIONS

Agreement on Control Machinery	33
Airfields and other installations	213
Allied Control Authority	33
Control Council	33
Control Staff	33
Coordinating Committee	33
Directorate	33
Person	179
Property	179-180
Sectors of Berlin	33
War material	163-165

DELIVERY OF CONFORMED COPIES, see DOCUMENTS

DEMILITARIZATION

Abolishment of military training	81-82
Clearance of minefields and destruction of military installations	228-230

Pages

AVIATION (cont'd)

Committee for flying safety in Greater Berlin Area	158-162
Creation of system of air corridors	227
Disarmament of German airfields and airfield installations in all occupational zones	212-216
Establishment of network of meteorological establishments	217-220
Lighting up of obstacles likely to impede flight in Berlin region	149-157
Surrender of German airfields to Allies	91
Time table for implementation of Potsdam Agreement regarding aviation	260-262

BERLIN

Act of Military Surrender (Berlin)	8-9
Boundary modifications resulting from Airfield requirements in Berlin	42-43
Coal and food supplies for Berlin	50
Committee for flying safety in Greater Berlin Area	158-162
Functions of Allied Kommandatura, Berlin	315
Lighting up of Obstacles likely to impede flight in Berlin region	149-157
Reception of Allied Military Missions to A.C. in Berlin	126
Report on Tripartite Conference of Berlin	18-28, 66-80
Sectors of Berlin, defined	33

BILLETING

Approval of Zone Commander required for billeting of troops with German families	65
--	----

BOUNDARIES

Boundary modification resulting from airfield requirements in Berlin	42-43
Revision of boundaries of the British Zone	29-30

DEMILITARIZATION (cont'd)

Committee for Liquidation of Military potential in Germany	129-130
Demilitarization of education, sport, religion	82
Disarmament of German airfields and airfield installations in all occupational zones	212-216
Elimination and Prohibition of military training	223-224
Limitation and demilitarization of sport in Germany	304-305
Report on disbandment of Ex-Wehrmacht personnel	313-314
Responsibility of Military Directorate for 77,108-109	
Time table for implementation of Potsdam Agreement	258-264
Wearing of Uniform by disbanded personnel of former German Army prohibited	47

DENAZIFICATION

Abolishment of military training	81-82
Abolishment of NSDAP	93
Denazification of education, sport, religion	82
Discrimination because of creed or color forbidden	93
Fundamental principles of judicial reform	138-139
Law providing for termination and liquidation of Nazi Organizations	131
Reorganization of German judicial system	173-175
Repealing of Nazi laws	101-104
Secret organizations prohibited	93
Time table for implementation of Internal Affairs and Communications provisions of Potsdam Agreement	274-275

DIPLOMATIC RELATIONS, see CONSULS

DIRECTIVES

No. 1 - Definitions	33
No. 2 - Establishment of Coordinating Committee	34
No. 3 - Establishment of Allied Secretariat	35-36
No. 4 - Establishment of Administrative Bureau	37
No. 5 - Establishment of Control Staff	38
No. 6 - Preliminary reports from Control Staff	39
No. 7 - Tripartite Berlin Conference; Assignment of responsibilities	40
No. 8 - Establishment of Visitors' Section of Administrative Bureau	41
No. 9 - Developing measures and procedures regarding major war criminals of European Axis	45
No. 10 - Control Council methods of Legislative Action	95-96
No. 11 - Official Languages and Publication of Legislation	91-98
No. 12 - Exchange of copies of laws and information	99-100
No. 13 - Preparation of Control Council legislation	125
No. 14 - Allied Wage Policy	136-137
No. 15 - Adoption of Standard Time throughout Germany	148
No. 16 - Arming of German Police	182-183
No. 17 - Establishment of Liaison Contact Section of Allied Secretariat	184
No. 18 - Disbandment and dissolution of German Armed Forces	188-192
No. 19 - Principles for Administration of German prisons	193-195
No. 20 - Publicity on matters agreed by the Coordinating Committee on behalf of the Control Council	196
No. 21 - Activation of German External Property Commission	198

DIRECTIVES (cont'd)

- No. 22 - Clearance of Minefields and Destruction of Military Installations . . . , 228-231
- No. 23 - Limitation and demilitarization of sport in Germany 304-305

DISEASES, see HEALTH

DISBANDMENT OF GERMAN ARMY

- Abolishment of military schools and military training 81- 82
- Disbandment and Dissolution of German Armed Forces 188-190
- Report on disbandment of Ex-Wehrmacht personnel 313-314
- Responsibility of Military Directorate for 77, 108-109, 110
- Time table for implementation of Potsdam Agreement regarding Disbandment 258-264
- Wearing of uniform by disbanded personnel of Former German Army prohibited 47

DISPLACED PERSONS

- Conduct of searches by German Authorities in connection with United Nations Citizens 209-210
- Establishment of Central Tracing Service for United Nations' Missing in Occupied Germany 57- 61

DOCUMENTS

- Delivery of Conformed Copies 187
- Safeguarding of documents 187
- Time limit for submission of papers 117-118

ECONOMIC DIRECTORATE

- Committee for Liquidation of Military Potential in Germany 129-130

ECONOMIC DIRECTORATE (cont'd)

Duties assigned to, (Potsdam Conference)	77, 111-112
Time table for implementation of Economic provisions of Potsdam Agreement	265-267

ECONOMIC POLICY

Allied controls of economy	24, 71
Control of German owned external assets	25, 73
Decentralization of German economy	23, 71
Development of agriculture and peaceful domestic industry	23, 71
Production of arms, ammunition, aircraft and seagoing ships prohibited	23, 70
Time table for implementation of Economic provisions of Potsdam Agreement	265-267
Treatment of Germany as single economic unit	23, 71

EDUCATION

Demilitarization of schools	81-82
Establishment of prison schools	194
Religious education policy	208

ELECTRICITY AND GAS

Interchange of Power and Gas across zonal boundaries	303
Rationing of Electricity and Gas	221-222

EMPLOYMENT, see LABOR

EPIDEMICS, see HEALTH

EVALUATION OF PLANTS, see REPARATIONS

EXPORTS AND IMPORTS

Definition of term "Exports"	63
Fixing of provisional prices	64

EXPORTS AND IMPORTS (cont'd)

Pages

Interzonal trade	63
Limitation on imports	63
Payment for approved imports	62,63
Reducing need for imports	62

FACTORIES, see PRODUCTION; REPARATIONS

FARBENINDUSTRIE, I.G., see FINANCE; TRADE AND COMMERCE

FINANCE

Activation of German External Property Commission	198
Clearing payments between zones	321
Control by Allied Representatives	84
Financial dealings with Germans prohibited	88
Issue of new loans by local authorities	301-302
Reporting of Allied Military Lark issues	320
Seizure of property of I.G. Farbenindustrie	225-226
Surrender of gold and silver, foreign money	86
Time table for implementation of Financial provisions of Potsdam Agreement	268-269
Vesting and marshalling of German external assets	176-180

FINANCE DIRECTORATE

Directorate of Finance Division	78
Duties assigned to, (Potsdam Conference)	78
Time table for implementation of Financial provisions of Potsdam Agreement	268-269

FOOD

Control of Agriculture by Allied Representatives	84
Food supplies for Berlin	50
Increase of Category 5 Ration Card	300

FOOD (cont'd)

Report on Supply, 21 December 1945 . . . 322

FORTIFICATIONS, see DEMILITARIZATION

FRATERNIZATION

Uniform regulations on fraternization . . . 65

GAZETTE, see CONTROL COUNCIL

GERMAN HYDROGRAPHIC INSTITUTE, see NAVIGATION

GERMAN JUDICIAL SYSTEM, see COURTS

HEALTH

Control of communicable diseases . . . 121-122

Prison medical and dental facilities . . . 195

HIGHWAYS

Establishment of Central German Transport . . . 123-124
Department

Time table for implementation of Transport-
ation provisions of Potsdam Agreement . . . 270-272

HOUSING

Accommodations for Allied Military Missions
to Berlin 127

Measures of emergency repair and use of
available housing space 113-114

HYDROGRAPHIC INSTITUTE, see NAVIGATION

I.G. FARBENINDUSTRIE, see FINANCE; TRADE AND COMMERCE

IMPORTS, see EXPORTS AND IMPORTS

INFORMATION, see PUBLICITY

INTERNAL AFFAIRS, see PUBLIC ADMINISTRATION (GERMAN)

INTERNAL AFFAIRS AND COMMUNICATIONS DIRECTORATE

Arrest and trial of War Criminals, responsibility for	291, 293-294
Duties assigned to, (Potsdam Conference)	79
Time table for implementation of Internal Affairs and Communications provisions of Potsdam Agreement	274-275

INTERNEES, see PRISONERS OF WAR AND INTERNEES

INTERZONAL TRADE

Restrictions on normal interzonal German trading relaxed	56
--	----

JUDICIAL SYSTEM, see COURTS

KOMMANDATURA

Functions of Allied Kommandatura, Berlin	315
Responsibility for providing accommodations for missions and agencies	318-319

LABOR

Allied Wage Policy	136-137
Dates set for intermediate and complete census	116
Employment of German nationals	94
Forced labor by Germans prohibited	82
Interim statistics on registration of German population	105-107
Prison labor projects	194
Time table for implementation of manpower provisions of Potsdam Agreement	203

LAWS

No. 1 - Repealing of Nazi Laws	101-104
No. 2 - Termination and Liquidation of Nazi Organizations	131-135
No. 3 - Increase in rates of taxation	140
No. 4 - Reorganization of German Judicial System	173-175
No. 5 - Vesting and marshalling of German external assets	176-180
No. 6 - Safeguarding of documents and delivery of conformed copies	187
No. 7 - Rationing of Electricity and Gas	221-222
No. 8 - Elimination and prohibition of military training	223-224
No. 9 - Seizure of property owned by I.G. Farbenindustrie and control thereof	225-226
No. 10 - Punishment of persons guilty of war crimes	306-311

LEGAL DIRECTORATE

Arrest and trial of war criminals, responsibility for	291-294
Duties assigned to, (Potsdam Conference)	80
Preparation of Control Council Legislation	125
Responsibility for developing measures and procedures regarding major war criminals of European Axis	45
Time table for implementation of Legal provisions of Potsdam Agreement	276-277

LEGISLATION

Definition of Proclamation, Law, Order Directive, Instruction	95
Establishment of Gazette	97
Exchange of copies of laws and information	99
Form of legislation to be used	95
Fundamental principles of judicial reform	138-139
German discriminatory laws void	104

LEGISLATION (cont'd)

Method of signing Control Council Acts . . .	95-96
Official languages to be used . . .	97
Preparation of Control Council Legislation . . .	125
Publication of Legislation . . .	97
Repeal of Nazi Laws . . .	101-104
Title to be used on legislation . . .	96

MANPOWER, see LABOR

MANPOWER DIRECTORATE

Duties assigned to, (Potsdam Conference) . . .	79
Interim statistics on registration of German population . . .	105-107
Time table for implementation of Manpower provisions of Potsdam Agreement . . .	273

MANUFACTURE, see PRODUCTION

MARRIAGE

Permission of Zone Commander required for marriage to German . . .	65
--	----

MEETINGS, see CONTROL COUNCIL; COORDINATING COMMITTEE

METEOROLOGICAL ESTABLISHMENTS, see AVIATION

MILITARY DIRECTORATE

Arrest and trial of war criminals, responsibility for . . .	290-293
Duties assigned to, (Potsdam Conference)	77, 108-109, 110
Time table for implementation of Potsdam Agreement regarding demilitarization . . .	258-264
War Material defined by Army Directorate . . .	163-164

MILITARY MISSIONS, see MISSIONS

MILITARY TRAINING

Abolishment of	81-82
Elimination and prohibition of military training	223-224
Responsibility of Military Directorate for abolishment of	77, 108-109, 110
Time table for implementation of Potsdam Agreement regarding abolition of military training	258-264

MINEFIELDS AND FORTIFICATIONS, see DEMILITARIZATIONMISSING PERSONS

Conduct of searches by German authorities in connection with United Nations citizens	209-210
Establishment of Central Tracing Service for United Nations' Missing in Occupied Germany	57- 61
Notice of death of members of former German Armed Forces to next of kin	245-249

MISSIONS

Accrediting of additional missions to Berlin	181
Allocation of accommodation in Berlin to missions and outside agencies	318-319
Reception of Allied Military Missions to A.G. in Berlin	126-128
Reply to Belgian mission regarding request for chemicals	21;

MOVEMENT OF GERMAN POPULATION, see PUBLIC ADMINISTRATION (GERMAN)NAVAL DIRECTORATE

Duties assigned to (Potsdam Conference)	110
---	-----

NAVAL DIRECTORATE (Cont'd)

Time table for implementation of Potsdam Agreement regarding Naval matters . . .	263-264
--	---------

NAVIGATION

Amount of shipping required for German peacetime economy	202
Employment of German merchant vessel crews	90
Establishment of Central German Transport Department	123-124
German Hydrographic Institute	250-251
Quadripartite Coordination of Action on Transport	48
Shipping prohibited except on Allied orders	89
Time table for implementation of Transportation provisions of Potsdam Agreement	270-272
Transportation of Coal and Food Supplies for Berlin	50
Use of German merchant shipping by Allies	89,91

NAZI ORGANIZATIONS, see DENAZIFICATION; DEMILITARIZATION

NOTICE OF DEATH

Notification of Death of Members of Former German Armed Forces to next of kin	245-249
---	---------

ORDERS

No. 1 - Prohibition of wearing of uniform by disbanded personnel of former German Army	47
--	----

PAPERS, see DOCUMENTS

PLANTS AND FACTORIES, see PRODUCTION

POLITICAL DIRECTORATE

Arrest and trial of war criminals, responsibility for	291,294
Duties assigned to, (Potsdam Conference)	80
Recommendations of Directorate on Reception of Allied Military Missions to Berlin	126-128
Time table for implementation of Political provisions of Potsdam Agreement	278

POLITICAL POLICY

Crimea Conference Communique

General principles	3-5
Principles regarding occupation and control	1-2
Principles regarding reparation by Germany	2
Representation of German Political Parties at war trials	317
Time table for implementation of Political provisions of Potsdam Agreement	278

Tripartite Conference in Berlin

Control of education	22,69
Disarmament and demilitarization	20,68
Reorganization of judicial system	22,69
Restoration of self-government	22,69-70
Uniformity of treatment of German population	20,67
War criminals and members of Nazi Party	20-22,69

POPULATION, see PUBLIC ADMINISTRATION (GERMAN)

POTSDAM CONFERENCE (AGREEMENT)

Control Council responsibilities contained
in the Report of the Tripartite Confer-
ence at Potsdam
Time table for implementation of Potsdam
Agreement

66-80

256-279

POWER AND GAS, see ELECTRICITY AND GAS; RATIONING

PRESS, see PUBLICITY

PRISONERS OF WAR AND DISPLACED PERSONS DIRECTORATE

Time table for implementation of Prisoner of
War and Displaced Persons provisions of
Potsdam Agreement

279

PRISONERS OF WAR AND INTERNEES

Discharge of Prisoners of War 188-190
Establishment of Central Tracing Service for
United Nations' Missing in Occupied
Germany 57- 61
Interzone transfers of prisoners of
war 119-120, 191-192
Return to Germany of German Military In-
ternees now in neutral countries 206-207
Time table for implementation of Prisoner of
War and Displaced Persons provisions of
Potsdam Agreement 279

PRISONS

Principles for administration of German
prisons 193-195

PROCLAMATIONS

Proclamation of the Control Council

44

PROCLAMATIONS (cont'd)

No. 2 - Agreement on certain additional requirements to be imposed on Germany	81-94
No. 3 - Fundamental Principles of Judicial Reform	138-139

PRODUCTION

Control of manufacture; disposal of plants and equipment	84
Production of war material prohibited	85

PROPERTY

Access of Allies to all German buildings and other property	94
Activation of German External Property Commission	198
Care of Property of foreign states and property of non-Germans	84
Confiscation of property of Nazi organizations	131
Control of property belonging to national of enemy country	86
Destruction or concealment of property by Germans forbidden	82,87
Information regarding property to be furnished by Germans	85
Inventory of German war material located in neutral countries	204-205
Permission required for removal of property outside Germany	86
Permission required for transfer of German property	85
Personal property which may be taken by evacuated persons	82
Seizure of property of I.G. Farbenindustrie	225-226

PROPERTY (cont'd)

Vesting and marshalling of German external assets	176-180
---	---------

PUBLIC ADMINISTRATION (GERMAN)

Adoption of standard time throughout Germany	148
Arming of German police	182-183
Censorship of German broadcasts, press and publications	84
Control of communicable diseases	121-122
Dates set for intermediate and complete census	116
Demilitarization of schools	81-82
Demilitarization of sport in Germany	81-82, 304-305
Emergency repair and use of available housing space	113-114
Establishment of prison schools	194
Evacuation of certain German civilians	82
Increase in rates of taxation	140
Increase of category 5 Ration card	300
Interim statistics on registration or population	105-107
Intermediate census of German population	252-255
Interzonal travel of Germans	295-298
Interzone transfers of prisoners of war	119-120
Marriage between German and national of Allied Nation	65
Orderly transfers of German populations	75-76
Permission required for German to leave German territory	83, 92
Permission required for transfer of German property	85, 86
Prison medical and dental facilities	195
Religious education policy	208
Transfer of German population from Austria, Czechoslovakia, Hungary and Poland into Four Occupied Zones of Germany	199-201
Uniform regulations on fraternization	65

PUBLIC ADMINISTRATION (GERMAN) (cont'd)

Zonal exchange of German refugees 141-147

PUBLICITY

Arrangements for publicity on matters before the Control Council 54- 55
 Censorship of German broadcasts, press and publications 84
 Copies of Control Council documents to be filed with Allied Secretariat 100
 Information, exchange of, regarding zonal administration 115
 Publication of Allied Control Authority Legislation 185-186
 Publicity on matters agreed by Coordinating Committee on behalf of Control Council 196
 Transmission of Law No. 5 to foreign governments in which German external assets are located 197
 Zonal information to be filed with Allied Secretariat 99

PUBLIC SAFETY

Arming of German police 182-183
 Control of communicable diseases 121-122

RADIO, see PUBLICITY

RAILROADS AND RAILWAYS

Establishment of Central German Transport Department 123-124
 Quadripartite Coordination of Action on Transport 48
 Time table for implementation of Transportation provisions of Potsdam Agreement 270-272
 Transportation of coal and food for Berlin 50-53

RAILROADS AND RAILWAYS (cont'd)

Transportation restricted to needs	48
--	----

RATIONING

Rationing of electricity and gas	221-222
--	---------

RECALL OF GERMANS

Recall of diplomatic personnel of Germany and German nationals resident abroad	83
Recall of German officials and obnoxious Germans from Neutral Countries	49

RELIGION

Military organizations purporting to be religious banned	81-82
Recognition of Bishop Wurm as head of Provi- sional Council of Evangelical Church	299
Religious education policy	208
Religious worship in prisons	195

REPARATIONS

Advance deliveries	27,74
First allocation of plants as advance deliv- eries on account of reparations	232-240
Gold captured by Allied troops	27,75
Principles set forth in Proclamation No. 2	88-89
Removals from Western Zones to settle addi- tional Russian claims	26,73
Reparation claims of Poland to be settled by Russia	26,73
Request by Control Council of policies formulated by Allied Reparations Commis- sion	46
Responsibility of Control Council to deter- mine amount and character of industrial capital equipment available for repara- tions	46,74

Pages

REPARATIONS (cont'd)

Russian claims to be settled by removals from Russian Zone and German external assets .	26,73
--	-------

RESTITUTION

Interim restitution deliveries (cultural ob- jects)	241-244
Surrender of looted property	88

SAFEGUARDING OF DOCUMENTS, see DOCUMENTS

SHIPPING, see NAVIGATION

SPORTS

Demilitarization of sport	81-82
Limitation and demilitarization of sport in Germany	304-305

STANDARD TIME, see TIME

TAXATION

Exemption of Military Missions from imposi- tion of German taxes	127
Law providing for increase in rates of taxa- tion	140

TELEPHONE AND TELEGRAPH, see COMMUNICATIONS AND POSTS

TIME

Adoption of standard time throughout Germany	148
--	-----

TRADE AND COMMERCE

Commercial intercourse prohibited	88
Control by Allied Representatives	84
I. G. Farbenindustrie, Control of	225-226

TRADE AND COMMERCE (cont'd)

Interzonal German trade, unnecessary restriction to be relaxed .	56
Interzonal trade .	63

TRADE UNIONS

Right of Unions to negotiate with employers .	137
Time table for implementation of Manpower provisions of Potsdam Agreement (establishment of Trade Unions)	273

TRANSPORTATION

Establishment of Central German Transport Department	123-124
German transport at unrestricted disposal of Allies	91
Quadrupartite Coordination of Action on Transport	48
Time table for implementation of Transportation provisions of Potsdam Agreement .	270-272
Transportation of coal and food supplies for Berlin	50-53

TRANSPORT DIRECTORATE

Duties assigned to, (Potsdam Conference, .	78
Establishment of Central German Transport Department	123-124
Time table for implementation of Transportation provisions of Potsdam Agreement .	270-272

TRIALS

Arrest and trial of various categories of Germans, responsibility for	289-294
Attendance of witnesses at trial of war criminals	92

Pages

TRIALS (cont'd)

German law inconsistent with Allied legis- lation overridden	94
Payment of Defense Counsels' Fees and Costs in connection with War Criminals' Trials	203
Representation of German Political Parties at Nuremberg	316-317
Responsibility of Legal Directorate to Develop measures and procedures regard- ing trial of major war criminals	45
Time table for implementation of Legal pro- visions of Potsdam Agreement	277
Trial of major war criminals	27-28

TRIPARTITE BERLIN CONFERENCE, see POTSDAM CONFERENCE

UNIFORMS, see DISBANDEMENT OF GERMAN ARMY

UNIONS, see TRADE UNIONS

VALUATION OF PLANTS, see REPARATIONS

VISITORS

Establishment of Visitors' Section of Adminis- trative Bureau	41
Reception of Allied Military Missions to AOA in Berlin	126-128

WAGES, see LABOR

WAR CRIMES

Arrest and trial of war criminals	289, 294
Attendance of witnesses at trials	92
Payment of Defense Counsels' Fees and Costs in connection with War Criminals' Trials	203
Punishment of persons guilty of war crimes	306-311

WAR CRIMES (cont'd)

Responsibility of Legal Directorate for developing measures and procedures regarding major war criminals	45
Time table for implementation of Internal Affairs and Communications provisions of Potsdam Agreement	274-275
Time table for implementation of Legal provisions of Potsdam Agreement	277
Trial of major war criminals	27-28

WAR MATERIAL

Clearance of minefields and destruction of military installations	228-231
Committee for Liquidation of Military potential in Germany	129
Inventory of German war material located in neutral countries	204-205
Production of war material forbidden	85
Time table for implementation of Potsdam Agreement regarding destruction of war materials	262-264
War material defined and list for disposal or destruction	163-172

WORKING HOURS, see LABOR

ZONE COMMANDERS

Approval of Zone Commander required for billeting of troops with German families	65
Arrangements by Zone Commanders for interzone transfers of prisoners of war	191-192
Interzonal trade	63
Issuing of orders in connection with searches for United Nations citizens	209-210
Permission by Zone Commander required for marriage to German	65

R E S T R I C T E D

3/50

	<u>Pages</u>
ZONE COMMANDERS (cont'd)	
Responsibility for clearance of minefields and destruction of military installations . . .	228-231
Responsibility of Zone Commander regarding vesting and marshalling of German external assets	178-179
Unnecessary restrictions on normal interzonal German trade to be relaxed	56
Zonal information to be filed with Allied Secretariat.	115

ZONES

Division of Germany into four zones	16
Exchange of German refugees between zones . . .	141-147
"Greater Berlin" occupied by four powers . . .	16
Information, exchange of, regarding zonal administration	115
Interzonal trade	63
Interzonal travel of Germans	295-298
Vesting and marshalling German external assets as it affects zones	178-179

R E S T R I C T E D

RESTRICTED

Printed by
the



3542 / 205 / 5 / 1 / 49

RESTRICTED